The Honorable Paul B. Snyder Chapter 11 No Hearing Required

## UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA

In re

WASHINGTON MUTUAL, INC.,

Debtor.

ESOPUS CREEK VALUE LP and MICHAEL WILLINGHAM

Plaintiffs,

VS.

WASHINGTON MUTUAL, INC.,

Defendant.

Case No. 08-12229-MFW District of Delaware

Chapter 11

Adversary No. 10-04136

EX PARTE ORDER GRANTING DEFENDANT WMI'S EX PARTE MOTION TO EXCEED PAGE LIMITATION

THIS MATTER came before the Court on Defendant's Ex Parte Motion to Exceed Page Limitation. WMI seeks an Order granting permission to file a 17 page Motion to Transfer, Stay, or Dismiss the Instant Action. The Court, having considered WMI's motion and the papers on file in this case, IT IS HEREBY ORDERED that Defendant's Ex Parte Motion to Exceed Page Limitation is GRANTED.

ORDER GRANTING WMI'S EX PARTE MOTION TO EXCEED PAGE LIMITATION— 53000-0005/LEGAL18312046.1 Perkins Coie LLP 1201 Third Avenue, Suite 4800 Seattle, WA 98101-3099 Phone: 206.359.8000 Fax: 206.359.9000 In addition, IT IS HEREBY ORDERED that any motion in opposition up to 17 pages in length may be filed by Plaintiffs. Pursuant to Local Bankruptcy Rule 9013-1(d)(1)(c), Defendant's Reply shall not exceed one half the permitted length of the opening brief. In this case, WMI's Reply may not exceed 8 pages in length.

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Paul B. Snyder

United States Bankruptcy Judge

(Dated as of Entered on Docket date above.)

Presented by:

PERKINS COIE LLP

By: /s/ John S. Kaplan

53000-0005/LEGAL18312046.1

John S. Kaplan, WSBA No. 23788 William C. Rava, WSBA No. 29948 David J. Burman, WSBA No. 10611 Penny Fields, WSBA No. 36024

Attorneys for Defendant Washington Mutual, Inc.

ORDER GRANTING WMI'S EX PARTE MOTION TO EXCEED PAGE LIMITATION—  Perkins Coie LLP 1201 Third Avenue, Suite 4800 Seattle, WA 98101-3099 Phone: 206.359.8000 Fax: 206.359.9000